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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/501,251	07/08/2004	Daisuke Fujiwara	57557US004	7520

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EXAMINER

OSELE, MARK A

ART UNIT PAPER NUMBER

1734

DATE MAILED: 11/04/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/501,251

Applicant(s)

FUJIWARA, DAISUKE

Examiner

Mark A. Osele

Art Unit

1734

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 16 August 2005.
2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-8 and 10-25 is/are pending in the application.
4a) Of the above claim(s) _____ is/are withdrawn from consideration.
5) ☐ Claim(s) _____ is/are allowed.
6) ☒ Claim(s) 1-8, 10-25 is/are rejected.
7) ☐ Claim(s) _____ is/are objected to.
8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
5) ☐ Notice of Informal Patent Application (PTO-152)
6) ☐ Other: _____.

DETAILED ACTION

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-8 and 10-25 are rejected under 35 U.S.C. 103(a) as being unpatentable over WO 01/25077 (Shinozaki et al.) in view of Azuhata. Shinozaki et al. shows an adhesive tape attaching jig for continuous attachment of adhesive tape, T, to the shape of a long object, the jig comprising: a tape holder, 12, which receives and holds the adhesive tape; a tape attacher, 9, which contact bonds the adhesive tape onto the tape attachment surface, F; and a jig guide, 11b, 11c, which continuously guides the attaching jig along the object wherein the tape holder and said jig guide member each comprise an adjustable mechanism, spring 7 and unmarked spring inside element 4a, respectively. Shinozaki et al. fails to show a third adjustable mechanism for the tape attacher.

Azuhata also shows an adhesive tape attaching jig for continuous attachment of adhesive tape to the shape of a long object wherein the tape attacher, 12, is connected to an adjustable mechanism, 25, (column 6, lines 8-16) thereby allowing the tape attacher to match the width of the adhesive tape or object even when the width of the object is continuously increased and decreased (column 4, lines 18-27) It would have been obvious to one of ordinary skill in the art at the time the invention was made to add the adjustable mechanism of Azuhata to the tape attacher of Shinozaki et al. because Azuhata teaches that this additional adjustable mechanism allows proper placement of tape on long objects with variable width.

As to Claim 2, Azuhata discloses an adhesive tape attaching jig (Figure 3) wherein the adjustable mechanism of the tape holder (11) and the adjustable mechanism of the tape attacher (12) are the same mechanism (20, 25).

Art Unit: 1734

Regarding claims 3, 10, and 11, Shinozaki et al. shows the tape attaching jig to have an adjustable mechanism, 7, which allows adjustment of the positional relationship between the tape attacher, 9, and both the object, F, and jig guide member, 11b, 11c (See Fig. 2).

Regarding claims 4, 12, and 13, each adjustable mechanism is a slide mechanism provided with energizing means comprising springs.

As to Claims 5, 14, 15, and 16 Azuhata discloses an adhesive tape attaching jig (Figure 3) wherein the tape attacher (12) has at least one attachment head comprising a cylindrical member.

As to Claims 6, 17, 18, 19, and 20, Azuhata discloses an adhesive tape attaching jig (Figures 3 and 7) wherein the attaching jig (10) is suitable for the attachment of adhesive tape (Ta) in a manner conforming to the shape and/or size of a long object (3) extending in the longitudinal direction and having a varying shape and/or size on the tape attachment surface (4) along its length.

As to Claims 7, 21, 22, 23, and 24, Azuhata discloses an adhesive tape attaching jig (Figure 7) which is suitable for attaching an adhesive film (Ta) for an automobile sash frame (3).

As to Claim 8, Azuhata discloses an adhesive tape attaching jig (Figure 7) wherein the tape holder (11) comprises an adjustable mechanism (20, 25) for matching the width of the adhesive tape.

Response to Arguments

3. Applicant's arguments with respect to claims 1-8 and 10-25 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date


Art Unit: 1734

of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mark A. Osele whose telephone number is 571-272-1235. The examiner can normally be reached on M-F 9:30-6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christopher Fiorilla can be reached on 571-272-1187. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



MARK A. OSELE
PRIMARY EXAMINER

October 31, 2005